



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

VIA ELECTRONIC MAIL

Mr. Lawrence Cherry
Mid-Centre County Authority
PO Box 811
Milesburg, PA 16853
midc8111@gmail.com

RE: CWA Section 308 Information Requirement

Dear Mr. Cherry:

The United States Environmental Protection Agency ("EPA") is conducting a compliance review of Mid-Centre County Authority located at 296 Mid Centre Lane in Milesburg, PA 16853 ("Mid Centre" or the "Facility"). To supplement that review, EPA hereby requires that Mid Centre provide certain information regarding the Facility. EPA requires this additional information as a part of its investigation of the Facility's compliance with the Clean Water Act ("CWA"), 33 U.S.C. § 1251, and the regulations promulgated thereunder.

Compliance with this Information Requirement is mandatory. Failure to respond fully and truthfully to the Information Requirement in accordance with deadlines set forth in the Information Requirement, or to adequately justify such failure to respond, can result in enforcement action by EPA pursuant to Section 309 of the CWA, 33 U.S.C. § 1319. Please note that the provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

The Facility is entitled to assert a business confidentiality claim, covering all or part of the information which this letter requires. Any such claim should be made in accordance with the procedures described at 40 C.F.R. § 2.203(b). In the event that Mid Centre asserts a claim of business confidentiality with respect to any document, the Facility should provide EPA with a redacted version of the document which does not contain any claimed business confidential information and which can be distributed to the public if requested. EPA will provide the public with information subject to a claim of business confidentiality only in accordance with the procedures set forth at 40 C.F.R. Part 2, Subpart B. Unless a confidentiality claim is asserted at the time the required information is provided, EPA may make this information available to the public without further notice to Mid Centre.

This required submission of information is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501.

If you have any factual questions concerning this information requirement, please contact Ms. Rebecca Serfass at (215) 814-2047 or Serfass.Rebecca@epa.gov.

Sincerely,

Rick Rogers, Chief
Water Branch
Enforcement and Compliance Assurance Division

Enclosures

cc: Anne Hughes, PADEP (annehughes@pa.gov)
Tom Randis, PADEP (trandis@pa.gov)
Theia Hofstetter, PADEP (thhofstett@pa.gov)
Robert Kachonik, PADEP (rkachonik@pa.gov)
Rebecca Serfass, EPA

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029**

In the Matter of:	:	
	:	
	:	Proceeding under Section 308 of the
	:	Clean Water Act, 33 U.S.C. § 1318
Mid-Centre County Authority	:	
PO Box 811	:	
Milesburg, PA 16853	:	
	:	
	:	
	:	
	:	
	:	
	:	INFORMATION REQUIREMENT
Respondent	:	
	:	
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I. STATUTORY AUTHORITY

1. This Information Requirement is issued under the authority vested in the United States Environmental Protection Agency (EPA) by Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318. The Administrator of the EPA has delegated this authority to the Regional Administrator of EPA Region III who in turn has delegated it to the Director of the Enforcement and Compliance Assurance Division of EPA Region III, who in turn has delegated it to the Chief of the Water Branch. EPA hereby requires Mid-Centre Cnty Auth (“Mid Centre” or “Respondent”) to provide the information specified below.

II. STATUTORY AND REGULATORY BACKGROUND

2. EPA is authorized under Section 308 of the CWA, 33 U.S.C. § 1318, to require owners and operators of point sources to establish records and make such reports as may be necessary to carry out the purpose of the CWA, including but not limited to:
 - a. developing or assisting in the development of any effluent limitation, or other limitation, prohibition, effluent standard, pretreatment standard, or standard of performance under the CWA;
 - b. determining whether any person is in violation of any such effluent limitation, or other limitation, prohibition or effluent standard, pretreatment standard, or standard of performance;
 - c. any requirement under Section 308 of the CWA; and
 - d. carrying out Sections 305, 311, 402, 404, and 504 of the CWA.

3. Failure to respond as directed to a CWA Section 308 Information Requirement is punishable under the civil and criminal provisions of Section 309 of the CWA, which provide for the assessment of penalties, injunctive relief and imprisonment. Providing misleading or false information may subject you to civil and criminal sanctions. The information you provide may be used by EPA in administrative, civil or criminal proceedings.
4. You may assert a business confidentiality claim covering all or part of the information submitted in response to this Requirement in the manner described in 40 C.F.R. Part 2 Subsection B. Information covered by a business confidentiality claim will be disclosed by EPA only to the extent and by means of the procedures set forth in Subpart B, 40 C.F.R. Part 2. If no claim of confidentiality accompanies the information submitted when it is received by EPA, it may be made available to the public by EPA without further notice. You may not withhold any information from EPA on the grounds that it is confidential business information.
5. This inquiry is not subject to review by the Office of Management and Budget under the Paperwork Reduction Act 44 U.S.C. Chapter 35. (See 5 C.F.R. Section 1320.3(c)).
6. This Information Requirement does not preclude EPA from performing inspections.

III. INSTRUCTIONS

7. Provide a separate narrative response for each question set forth below and for each subpart of each question.
8. Identify each answer with the corresponding number of the question and subpart to which it responds.
9. State the name, address, email address, telephone number, and occupation of each person providing responses, or contributing information to responses, to each request for information below.
10. Provide all documents in your possession which relate to the responses given. With respect to each document, identify the date, author, addressee, current location, and custodian and identify the question or subpart to which it relates.
11. Answer each question to the extent possible. If any question cannot be answered in full, explain why to the extent possible. If your responses are qualified in any manner, please explain.
12. If information or documents unknown or unavailable to you as of the date of your response to this request become known or available to you after submitting your response to the request, you must supplement your response to EPA. Moreover, should you find at any time after the submission of your response that any portion of the submitted information is false or misrepresents the truth, you must notify EPA of this fact as soon as possible and provide a corrected response.
13. Each submission pursuant to this request must be accompanied by the following certification and must be signed by a representative of Mid Centre authorized to respond on behalf of that

entity.

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based upon my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for known violations."

Signed: _____

Title: _____

Date: _____

14. All information shall be submitted **within thirty (30) days** of receipt of this Information Requirement electronically to:

Rebecca Serfass
Enforcement and Compliance Assurance Division
United States Environmental Protection Agency, Region III
Serfass.Rebecca@epa.gov

If you are unable to send requested documentation electronically, please contact Rebecca Serfass via email or phone at (215) 814-2047 to discuss alternate delivery methods. In both your message and written response, please indicate the specific information requested by EPA that you are unable to provide electronically.

15. If you have questions regarding this Information Requirement, you may contact Rebecca Serfass of the Enforcement and Compliance Assurance Division at Serfass.Rebecca@epa.gov or (215) 814-2047.

V. INFORMATION REQUIREMENT

The Respondent is hereby required, pursuant to Section 308 of the CWA, 33 U.S.C § 1318, to submit the following information to EPA **within thirty (30) calendar days** of receipt of this Information Requirement:

16. Provide a narrative description of the Mid Centre facility covered by NPDES Permit No. PA0110965, including operational processes and water pollution control equipment. Include in your response a site map that includes all outfall locations.
17. Attached is a spreadsheet with exceedances of effluent limitations contained in NPDES Permit No. PA0110965 identified in EPA's data systems for the period March 1, 2016 through March 31, 2021 and based on discharge monitoring reports (DMR) submitted by Mid Centre. Please identify any additional effluent exceedances for this period not identified on the spreadsheet.
18. For each exceedance identified in Paragraph 17, provide a detailed narrative description of the cause of the exceedance and any measure you have taken or intend to take to correct the

exceedance or prevent future exceedances. Include completed or scheduled dates for each identified measure. If applicable, include noncompliance notifications submitted to Pennsylvania Department of Environmental Protection (PADEP).

19. Provide copies of any documents identified in or in support of your responses to questions 16-18, including copies of DMRs for violations identified in Paragraph 17.
20. Provide copies of any notices of noncompliance and any enforcement actions issued by PADEP for the exceedances identified in Paragraph 17.
21. Provide a copy of Mid Centre's Preparedness, Prevention and Contingency (PPC) Plan that addresses requirements applicable to stormwater discharge referenced in Part C, Section IV of the Facility's NPDES permit. Please state the last revision date of the PPC Plan.
22. Provide documentation of routine inspections conducted at BMPs within the PPC Plan, referenced in paragraph 21 above, for the time period of March 1, 2016 through March 31, 2021.
23. Provide any additional information related to violations that impact the current compliance status at the facility, other than those exceedances identified in Paragraph 17.

VI. EFFECTIVE DATE

This INFORMATION REQUIREMENT is effective upon receipt.

Date: _____

Richard A. Rogers, Chief
Water Branch
Enforcement and Compliance Assurance Division

ATTACHMENT 1

Effluent Limit Exceedances Report

PA0110965: Mid-Centre County Authority
 296 Mid Centre Lane, Milesburg, PA 16853
 Monitoring Period Date Range: 03/01/2016 to 03/31/2021

Monitoring Period Date	Outfall	Parameter Description	Limit Type	DMR Value	DMR Value Unit	Limit Value	Limit Value Unit
4/30/2016	1	Phosphorus, dissolved	MAX WKLY AVG	4.1	mg/L	1.5	mg/L
4/30/2016	1	Phosphorus, dissolved	MO AVG	1.3	mg/L	1	mg/L
4/30/2016	1	Phosphorus, dissolved	MAX WKLY AVG	6.802721	kg/d	5.895692	kg/d
11/30/2017	1	Phosphorus, dissolved	MO AVG	1.2	mg/L	1	mg/L
5/31/2018	1	Nitrogen, ammonia total (as N)	WKLY AVG	4.6	mg/L	4.5	mg/L
6/30/2018	1	Solids, total suspended	WKLY AVG	73.9229	kg/d	56.68934	kg/d
6/30/2018	1	Nitrogen, ammonia total (as N)	MO AVG	3.6	mg/L	3	mg/L
6/30/2018	1	Nitrogen, ammonia total (as N)	WKLY AVG	9.8	mg/L	4.5	mg/L
6/30/2018	1	Coliform, fecal general	INST MAX	2419.6	CFU/100mL	1000	CFU/100mL
7/31/2018	1	Nitrogen, ammonia total (as N)	MO AVG	11.79138	kg/d	11.33787	kg/d
7/31/2018	1	Nitrogen, ammonia total (as N)	MO AVG	7.8	mg/L	3	mg/L
7/31/2018	1	Nitrogen, ammonia total (as N)	WKLY AVG	21.31519	kg/d	16.78005	kg/d
7/31/2018	1	Nitrogen, ammonia total (as N)	WKLY AVG	16	mg/L	4.5	mg/L
7/31/2018	1	Phosphorus, dissolved	WKLY AVG	1.6	mg/L	1.5	mg/L
7/31/2018	1	Coliform, fecal general	INST MAX	48392	CFU/100mL	1000	CFU/100mL
7/31/2018	1	Coliform, fecal general	GEO MEAN	435	CFU/100mL	200	CFU/100mL
9/30/2018	1	Solids, total suspended	WKLY AVG	120.1814	kg/d	56.68934	kg/d
9/30/2018	1	Solids, total suspended	MO AVG	46.2585	kg/d	37.64172	kg/d
9/30/2018	1	Coliform, fecal general	INST MAX	9678.4	CFU/100mL	1000	CFU/100mL
12/31/2018	1	Phosphorus, dissolved	WKLY AVG	2.2	mg/L	1.5	mg/L
12/31/2018	1	BOD, carbonaceous, 05 day, 20 C	WKLY AVG	43	mg/L	30	mg/L
7/31/2019	1	Nitrogen, ammonia total (as N)	WKLY AVG	21.31519	kg/d	16.78005	kg/d
7/31/2019	1	Nitrogen, ammonia total (as N)	WKLY AVG	12	mg/L	4.5	mg/L
7/31/2019	1	Phosphorus, dissolved	WKLY AVG	2	mg/L	1.5	mg/L
4/30/2020	1	Phosphorus, dissolved	WKLY AVG	8.163265	kg/d	5.895692	kg/d
6/30/2020	1	Coliform, fecal general	INST MAX	2419.6	CFU/100mL	1000	CFU/100mL
7/31/2020	1	Coliform, fecal general	INST MAX	2419.6	CFU/100mL	1000	CFU/100mL
10/31/2020	1	Phosphorus, dissolved	WKLY AVG	2	mg/L	1.5	mg/L